



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/749,758	12/28/2000	Ian M. Cunningham	1002

Robert Feutlinske
KIRBY EADES GALE BAKER
Station D
Box 3432
Ottawa, ON K1P 6N9
CANADA



CONFIRMATION NO. 5575

FORMALITIES LETTER



OC000000005748290

Date Mailed: 02/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

03/26/2001 TBESHAH1 00000025 09749758

FILED UNDER 37 CFR 1.53(b)

01 FC:105

130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Sector
48

Applicant : Ian M. Cunningham
Serial No. : 09/749,758
Filed : December 28, 2000
Title : BANDWIDTH ALLOCATION IN ETHERNET
NETWORKS
Examiner : unknown
Art Unit : 2152

KIRBY EADES GALE BAKER
Box 3432, Stn. D
Ottawa, Ontario.
Canada K1P 6N9

The Hon. Commissioner of Patents
And Trademarks,
Washington DC 20231 U.S.A.

Dear Sir:

FILE MISSING PARTS

In response to the Notice to File Missing Parts of Nonprovisional Application dated February 16, 2001, please find attached the following:

1. A copy of the Notice to File Missing Parts of Nonprovisional Application.
2. An executed Declaration.
3. Credit card payment of \$130.00 to cover the surcharge payable for the late filing of this document.

Respectfully Submitted,

Robert Feutlinske
Reg. No. 37,994
Tel (613) 237-6900
Our File No. 1002
March 21, 2001



Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)**130.00**

Complete if Known

Application Number	09/749,758
Filing Date	December 28, 2000
First Named Inventor	CUNNINGHAM, Ian M.
Examiner Name	
Group Art Unit	2152
Attorney Docket No.	1002

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
Deposit Account Name

- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☐ Check ☒ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	<input type="text"/>
106 320	206 160	Design filing fee	<input type="text"/>
107 490	207 245	Plant filing fee	<input type="text"/>
108 710	208 355	Reissue filing fee	<input type="text"/>
114 150	214 75	Provisional filing fee	<input type="text"/>

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims Extra Claims Fee from below Fee Paid
Independent Claims - 20** = X =
Multiple Dependent - 3** = X =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	<input type="text"/>
139 130	139 130	Non-English specification	<input type="text"/>
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	<input type="text"/>
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	<input type="text"/>
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	<input type="text"/>
115 110	215 55	Extension for reply within first month	<input type="text"/>
116 390	216 195	Extension for reply within second month	<input type="text"/>
117 890	217 445	Extension for reply within third month	<input type="text"/>
118 1,390	218 695	Extension for reply within fourth month	<input type="text"/>
128 1,890	228 945	Extension for reply within fifth month	<input type="text"/>
119 310	219 155	Notice of Appeal	<input type="text"/>
120 310	220 155	Filing a brief in support of an appeal	<input type="text"/>
121 270	221 135	Request for oral hearing	<input type="text"/>
138 1,510	138 1,510	Petition to institute a public use proceeding	<input type="text"/>
140 110	240 55	Petition to revive - unavoidable	<input type="text"/>
141 1,240	241 620	Petition to revive - unintentional	<input type="text"/>
142 1,240	242 620	Utility issue fee (or reissue)	<input type="text"/>
143 440	243 220	Design issue fee	<input type="text"/>
144 600	244 300	Plant issue fee	<input type="text"/>
122 130	122 130	Petitions to the Commissioner	<input type="text"/>
123 50	123 50	Petitions related to provisional applications	<input type="text"/>
126 240	126 240	Submission of Information Disclosure Stmt	<input type="text"/>
581 40	581 40	Recording each patent assignment per property (times number of properties)	<input type="text"/>
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="text"/>
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="text"/>
179 710	279 355	Request for Continued Examination (RCE)	<input type="text"/>
169 900	169 900	Request for expedited examination of a design application	<input type="text"/>

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**130.00**

SUBMITTED BY

Name (Print/Type) Robert Benlinske
Signature

Registration No. 37,994
(Attorney/Agent)

Complete (if applicable)

Telephone (613) 237-6900
Date MARCH 21/01

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.